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Attorney Docket No. 56,520 (70904)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: M. Kodan, et al.

Confirmation No.: 7040

U.S.S.N. 09/937,796

Art Unit: 2872

FILED: January 28, 2002

Examiner: Lavarias, A.

FOR: OPTICAL CONTROL DEVICE AND METHOD OF DRIVING THE SAME

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

**PRELIMINARY AMENDMENT**

Please preliminarily amend the subject application as follows before calculating the filing fee therefor:

The Applicants believe that no extension of time is required since this response is being filed before expiration of the specified time period. The Applicants, however, conditionally petition for an extension of time to provide for the possibility that such a petition has been inadvertently overlooked and is required. As provided below, charge Deposit Account **04-1105** for any required fee.

**Certificate of Express Mailing**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. **EV438995268US**, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 5, 2004

Signature: \_\_\_\_\_ (Lakeisha Bryant)